

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

DONOVAN SEBASTIAN, individually,
on a representative basis, and on behalf
of all others similarly situated;

Plaintiff,

vs.

SPRINT/UNITED MANAGEMENT
COMPANY, a Kansas Corporation, and
DOES 1 through 20, inclusive;

Defendants.

Case No.: 8:18-cv-00757-JLS-KES

**ORDER GRANTING
STIPULATION TO: (1) AMEND
SETTLEMENT AGREEMENT TO
CLARIFY COMPENSABLE
WORKWEEKS; (2) RE-MAIL
CLASS NOTICE WITH UPDATED
WORKWEEK DATA; AND (3) SET
FINAL FAIRNESS HEARING FOR
NOVEMBER 22, 2019, 10:30 A.M.**

1 The Court, having considered the Stipulation filed by Plaintiff Donovan
2 Sebastian and Defendant Sprint/United Management Company (Doc. 47), for good
3 cause shown, ORDERS as follows:

4 1. The Final Fairness Hearing shall be set for November 22, 2019,
5 at 10:30 a.m.;

6 2. The Settlement Administrator shall re-mail the Notice attached
7 as **Exhibit A to the Stipulation** to all Class Members;

8 3. The three individuals who submitted an opt-out will also be
9 mailed the Notice with a cover letter advising that their opt-out will stand unless
10 they elect to withdraw the opt-out within 30 days of mailing;

11 4. The Settlement Administrator shall mail the separate Notice
12 attached as **Exhibit B to the Stipulation** to the individuals that previously
13 received a Class Notice yet did not work for Defendant in California during the
14 Class Period and, thus, are not Class Members in this Settlement;

15 5. Paragraph 41 of the Settlement Agreement (Doc. 31-3) is
16 hereby amended as follows:

17 Workweek Worked in the Fleet Vehicle Class. A Class
18 Member will be credited with one Workweek Worked in
19 the Fleet Vehicle Class for each week that the Settlement
20 Class Member worked at least one shift for Defendant in
21 California in the Fleet Vehicle Class and was subjected to
22 a deduction from earned wages for use of a fleet vehicle
23 during the Class Period as reflected in Defendant's
24 records, except for Excluded Workweeks.

25 6. The Settlement Administrator shall file a declaration of due
26 diligence regarding compliance with this Order, the number of opt-outs, objections
27 and any disputes by November 12, 2019, to supplement the documents previously
28 filed in support of the Motion for Final Approval (Doc. 43). The increased

1 Settlement Administrator costs to re-mail the Notice and process responses will be
2 paid from the Settlement Amount.

3 7. Class Counsel shall file a declaration by November 12, 2019, to
4 certify compliance with this Order and supplement the documents previously filed
5 in support of the Motion for Attorneys' Fees (Doc. 42) and Motion for Final
6 Approval (Doc. 43).

7
8 **IT IS SO ORDERED.**

9
10 Dated: September 12, 2019



Hon. Josephine L. Staton
United States District Judge